

1 CHRISTOPHER S. MISHLER (14402)  
2 BROWN MISHLER, PLLC  
3 911 N. Buffalo Dr., Suite 202  
4 Las Vegas, Nevada 89128  
5 Tel: (702) 816-2200  
6 Email: [CMishler@BrownMishler.com](mailto:CMishler@BrownMishler.com)  
7 *Attorney for Defendant*  
8 *Jose Rivera-Hernandez*

9 UNITED STATES DISTRICT COURT  
10 DISTRICT OF NEVADA

11 UNITED STATES OF AMERICA,

2:22-cr-106-APG-NJK

12 Plaintiff,

13 **STIPULATION TO CONTINUE  
14 SENTENCING**

15 vs.

16 JOSE RIVERA-HERNANDEZ,

17 **(First Request)**

18 Defendant.

19 IT IS HEREBY STIPULATED AND AGREED, by and between Jason  
20 Frierson, United States Attorney, and Joshua Brister, Assistant United  
21 States Attorney, counsel for the United States of America, and Christopher  
22 Mishler, Esq., of BROWN MISHLER, PLLC, counsel for defendant Jose  
23 Rivera-Hernandez, that the sentencing hearing currently scheduled for  
24 November 1, 2023, at 9:00 a.m., be vacated and continued forty-five (45)  
25 days to December 13, 2023, or alternatively to a subsequent date and time  
26 convenient to the Court.

27 This Stipulation is entered for the following reasons:  
28

1           1.       The defense seeks, and the requested continuance will allow,  
2 additional time to prepare for sentencing.

3           2.       Defendant is in custody and does not object to the need to  
4  
5 continue sentencing.

6           3.       The government agrees to the requested continuance.

7           4.       This continuance is not sought for purposes of delay, but for the  
8  
9 reasons stated.

10           This is the first request for a continuance of sentencing.

11           Date: October 19, 2023

12  
13 Counsel for JOSE RIVERA-  
14 HERNANDEZ

15 /s/ Christopher Mishler  
16 CHRISTOPHER MISHLER  
17 BROWN MISHLER, PLLC

JASON FRIERSON  
Acting United States Attorney

15 /s/ Joshua Brister  
16 JOSHUA BRISTER  
17 Assistant United States Attorney

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9 UNITED STATES DISTRICT COURT  
10 DISTRICT OF NEVADA

11 UNITED STATES OF AMERICA,

2:22-cr-106-APG-NJK

12 Plaintiff,

**ORDER CONTINUING  
SENTENCING DATE**

13 vs.

14 JOSE RIVERA-HERNANDEZ,

15 Defendant.  
16

17  
18 Based on the pending stipulation of counsel, and good cause appearing  
19 therefore, the Court hereby vacates the current sentencing date of November  
20 1, 2023, at 9:00 a.m., and continues the date forty-five (45) days, such that  
21 the new sentencing date shall be December 21, 2023, at 9:00 a.m. in Courtroom 6C.  
22  
23

24 DATED this 20th day of October, 2023.

25   
26 UNITED STATES DISTRICT JUDGE  
27  
28